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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 REGINALD L. HOLLIMAN,

9 *Petitioner,*

10 vs.

11 BRIAN WILLIAMS, *et al.*,

12 *Respondents.*
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2:15-cv-00762-RCJ-NJK

ORDER

15 Petitioner has submitted a completed application to proceed *in forma pauperis* (ECF #1) as well
16 as a motion for appointment of counsel (ECF #2), with no habeas petition or complaint of any kind.

17 As petitioner has failed to submit a habeas petition, this matter has not been properly
18 commenced. In his motion for appointment of counsel, petitioner states that he requires counsel in
19 order to be able to file a habeas petition because he is “unlearned in the law” (ECF #2, p. 1). However,
20 before this court would be able to consider whether appointment of counsel is warranted, petitioner
21 must attempt to draft a petition that sets forth, briefly and specifically, his grounds for federal habeas
22 relief. The court also notes that generally the fact that a prisoner is unskilled in the law is not, by itself
23 at least, a basis to appoint counsel. Accordingly, the application will be denied, and the present action
24 will be dismissed without prejudice to the filing of a petition in a new action on the form required by
25 LSR 3-1, with a pauper application on the proper form with all required attachments.

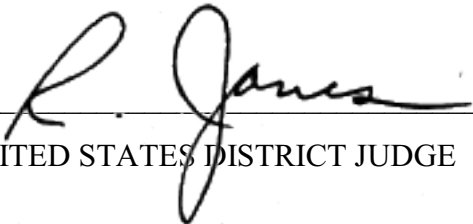
26 **IT IS THEREFORE ORDERED** that the application to proceed *in forma pauperis* (ECF #1)
27 is **DENIED** and that this action shall be **DISMISSED** without prejudice to the filing of a habeas
28 petition, on the required form, in a new action with a properly completed pauper application.

1 **IT IS FURTHER ORDERED** that the Clerk shall send petitioner two copies each of an
2 application form to proceed *in forma pauperis* for incarcerated persons and a noncapital Section 2254
3 habeas petition form, one copy of the instructions for each form, and a copy of the papers that he
4 submitted in this action.

5 **IT IS FURTHER ORDERED** that petitioner's motion for appointment of counsel (ECF #2)
6 is **DENIED** as moot.

7 **IT IS FURTHER ORDERED** that the Clerk of Court shall enter judgment accordingly and
8 close this case.

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11 Dated: June 1, 2015.

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14 UNITED STATES DISTRICT JUDGE
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